



January 6, 2006

## HOUSE BILL No. 1038

DIGEST OF HB 1038 (Updated January 5, 2006 1:20 pm - DI 84)

**Citations Affected:** IC 9-20; IC 9-29.

**Synopsis:** Permits for oversized or overweight vehicles. Requires a permit issued by the department of transportation for transporting an oversized or overweight tractor-semitrailer and load to authorize the operation of the vehicle: (1) from 1/2 hour before sunrise to 1/2 hour after sunset; and (2) without an escort motor vehicle, if the tractor-semitrailer and load do not exceed 90 feet in length. Makes a conforming amendment.

**Effective:** July 1, 2006.

**Dodge**

January 4, 2006, read first time and referred to Committee on Roads and Transportation.  
January 5, 2006, reported — Do Pass.

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HB 1038—LS 6455/DI 96+



January 6, 2006

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

## HOUSE BILL No. 1038

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 9-20-6-2 IS AMENDED TO READ AS FOLLOWS  
2 [EFFECTIVE JULY 1, 2006]: Sec. 2. (a) The Indiana department of  
3 transportation or local authority that:

4 (1) has jurisdiction over a highway or street; and

5 (2) is responsible for the repair and maintenance of the highway  
6 or street;

7 may, upon proper application in writing and upon good cause shown,  
8 grant a permit for transporting heavy vehicles and loads or other  
9 objects not conforming to this article if the department or authority  
10 finds that other traffic will not be seriously affected and the highway or  
11 bridge will not be seriously damaged.

12 (b) A permit issued under this section:

13 (1) must authorize the operation of a tractor-semitrailer and  
14 load subject to regulation under this chapter from one-half  
15 (1/2) hour before sunrise to one-half (1/2) hour after sunset;  
16 and

17 (2) may not require an escort motor vehicle if the

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**tractor-semitrailer and load subject to regulation under this chapter do not exceed ninety (90) feet in length.**

~~(b)~~ **(c)** A permit may be issued under this section for the following:

- (1) A single trip.
- (2) A definite time not exceeding thirty (30) days.
- (3) A ninety (90) day period.
- (4) A one (1) year period.

SECTION 2. IC 9-29-6-3 IS AMENDED TO READ AS FOLLOWS  
[EFFECTIVE JULY 1, 2006]: Sec. 3. (a) The fees for permits issued under IC 9-20-6 to exceed the legal weight limit are as follows:

- (1) A trip permit, twenty dollars (\$20).
- (2) A mileage fee, which is in addition to the trip permit fee in subdivision (1), to be calculated for that part of the gross weight exceeding eighty thousand (80,000) pounds as follows:
  - (A) For loads greater than eighty thousand (80,000) pounds but not more than one hundred eight thousand (108,000) pounds, thirty-five cents (\$0.35) per mile.
  - (B) For loads greater than one hundred eight thousand (108,000) pounds but not more than one hundred fifty thousand (150,000) pounds, sixty cents (\$0.60) per mile.
  - (C) For loads greater than one hundred fifty thousand (150,000) pounds, one dollar (\$1) per mile.
- (3) A ninety (90) day permit, two hundred dollars (\$200).

(b) If an application for a permit involves transporting heavy vehicles or loads, or other objects, that exceed the legal length, width, or height limit and that also exceed the legal weight limit in the same movement, the applicant shall pay only the greater of the two (2) fees established in **this section or** section 2 ~~or 3~~ of this chapter and the issuing officer or body shall issue a single oversize-overweight permit. The fee for a ninety (90) day permit described in ~~IC 9-20-6-2(b)(3)~~ **IC 9-20-6-2(c)(3)** is two hundred dollars (\$200).

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1038, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

DUNCAN, Chair

Committee Vote: yeas 10, nays 0.

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